

**IN THE UNITED STATE DISTRICT COURT
MIDDLE DISTRICT OF ALABAMA**

RECEIVED

**William D. Paul
Petitioner**

2007 JUN 25 P 12: 07

vs.

Case Civil Action No.: 2.: 02:07mc3367-MHT

**UNITED STATES
Respondent**

WILLIAM D. PAUL, PETITIONER
vs.
UNITED STATES OF AMERICA, RESPONDENT
MIDDLE DISTRICT ALA

MOTION TO QUASH SUMMONS

COMES NOW, the Petitioner, by and through Pro'se Bishop William D. Paul, has a Motion to Quash Summons before the court - reasons being: Respondent did purse enforcement of the summonses, as issued, in this the below matter. See attechment summons. The legal argument supporting the relief requested are:

Legal arguments:

I. June 20, 2007- IRS re-issued summons in the same matter. See attechment.

June 14, 2007 before 10:am- Bishop WILLIAM D. PAUL,(Pro'se) Petitioner, v.

UNITED STATES OF AMERICA, Respondent, Case Civil Action No.: 2.:

02:07mc3367-MHT has been heard before in the district court of the United States for the middle district of Alabama northern division by Judge Myron H. Thompson on June 14, 2007 at 10:00 a.m. at the Frank M. Johnson , Jr. United States Courthouse Complex, Courtroom 2FMJ. See Judgement dated June. Attechment 1.

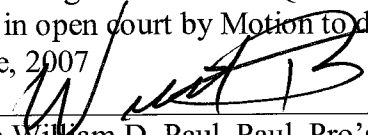
II. June 14, 2007 before 10:am-The respondent initated a Motion to Dismiss and the petitioner agreed. See attechment 2.

III. June 14, 2007 before 11:am-The judgement granted in United States District Court per Judge Myron H. Thompson, by agreement of the parties made in open court on June 14, 2007.

IV. The Motion to Dismiss states (See attachment 2):

1. The petitioner initiated the proceedings by filing a Petition to Quash on June 5, 2007.
2. Since the filing of the petitioner's motion, the respondent has determined not to pursue enforcement of the summonses, as issued, in this matter.

As the respondent will not seek enforcement of the summonses, as issued, there no longer exists a case or controversy between the parties that can, or need be, resolved by the Court. Therefore, the Petitioner requests of the court to grant Motion to Quash Summons, per respondent and petitioner agreement in open court by Motion to dismiss in the above 1, 2, and 3. Dated this 24th day of June, 2007

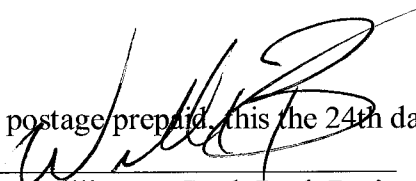

Bishop William D. Paul, Pro'se
Petitioner
102 Meadow Wood
Wetumpka, AL 36093
(334) 514-4383

CERTIFICATE OF SERVICES

I hereby certify that I have served a copy of the foregoing upon:

Mark Mire, Special Agent
2204 Lakeshore Drive Suite 210
Homewood, AL 35209
United State Attorney General
950 Pennsylvania Ave.
Washington, D.C. 20530
Laura Canary
United States Attorney
Post Office Box 197
Montgomery, AL 36101-0197

by depositing a copy of the same in the U.S. Mail, postage prepaid, this the 24th day of June.


Bishop William D. Paul, Pro'se
Petitioner
102 Meadow Wood
Wetumpka, AL 36093
(334) 514-4383



Summons

In the matter of William D. PaulInternal Revenue Service (Division): Criminal Investigation Division

Industry/Area (name or number): _____

Periods: Calendar years ending December 31, 2002, December 31, 2003, December 31, 2004, and December 31, 2005**The Commissioner of Internal Revenue**To: REGIONS BANKAt: Post Office Box 10247, Birmingham, Alabama 35202

You are hereby summoned and required to appear before Mark Mire, Special Agent
an officer of the Internal Revenue Service, to give testimony and to bring with you and to produce for examination the following books, records, papers,
and other data relating to the tax liability or the collection of the tax liability or for the purpose of inquiring into any offense connected with the
administration or enforcement of the internal revenue laws concerning the person identified above for the periods shown.

See attached.

Do not write in this space

Business address and telephone number of IRS officer before whom you are to appear:2204 Lakeshore Drive, Suite 210, Homewood, AL 35209 (205) 912-5565 desk (205) 329-4386 cell**Place and time for appearance at** 2204 Lakeshore Drive, Suite 210Homewood, AL 35209on the 20TH day of JULY, 2007 at 9:00 o'clock a m.Issued under authority of the Internal Revenue Code this 19TH day of JUNE, 2007Department of the Treasury
Internal Revenue Servicewww.irs.gov

Signature of issuing officer

Mark Mire, Special Agent

Title

Form 2039 (Rev. 12-2001)
Catalog Number 21405J

Signature of approving officer (if applicable)

Title

Part C — to be given to noticee



Summons

In the matter of William D. PaulInternal Revenue Service (Division): Criminal Investigation Division

Industry/Area (name or number): _____

Periods: Calendar years ending December 31, 2002, December 31, 2003, December 31, 2004, and December 31, 2005**The Commissioner of Internal Revenue**To: FIRST TUSKEGEE BANKAt: 301 North Elm Street, Tuskegee, Alabama 36083

You are hereby summoned and required to appear before Mark Mire, Special Agent
an officer of the Internal Revenue Service, to give testimony and to bring with you and to produce for examination the following books, records, papers,
and other data relating to the tax liability or the collection of the tax liability or for the purpose of inquiring into any offense connected with the
administration or enforcement of the internal revenue laws concerning the person identified above for the periods shown.

See attached.

Do not write in this space

Business address and telephone number of IRS officer before whom you are to appear:2204 Lakeshore Drive, Suite 210, Homewood, AL 35209 (205) 912-5565 desk (205) 329-4386 cell**Place and time for appearance at** 2204 Lakeshore Drive, Suite 210Homewood, AL 35209on the 20TH day of JULY, 2007 at 9:00 o'clock a m.Issued under authority of the Internal Revenue Code this 20TH^(year) day of JUNE, 2007^(year)Department of the Treasury
Internal Revenue Servicewww.irs.govForm 2039 (Rev. 12-2001)
Catalog Number 21405JMark Mire
Signature of issuing officerMark Mire, Special Agent
Title_____
Signature of approving officer (if applicable)_____
Title**Part C — to be given to noticee**



Summons

In the matter of William D. Paul

Internal Revenue Service (Division): Criminal Investigation Division

Industry/Area (name or number): _____

Periods: Calendar years ending December 31, 2002, December 31, 2003, December 31, 2004, and December 31, 2005

The Commissioner of Internal Revenue

To: COMPASS BANK

At: 15 South 20th Street, Suite 1403, Birmingham, Alabama 35233

You are hereby summoned and required to appear before Mark Mire, Special Agent
an officer of the Internal Revenue Service, to give testimony and to bring with you and to produce for examination the following books, records, papers, and other data relating to the tax liability or the collection of the tax liability or for the purpose of inquiring into any offense connected with the administration or enforcement of the internal revenue laws concerning the person identified above for the periods shown.

See attached.

Do not write in this space

Business address and telephone number of IRS officer before whom you are to appear:

2204 Lakeshore Drive, Suite 210, Homewood, AL 35209 (205) 912-5565 desk (205) 329-4386 cell

Place and time for appearance at 2204 Lakeshore Drive, Suite 210

Homewood, AL 35209



on the 20TH day of JULY, 2007 at 9:00 o'clock a m.

Issued under authority of the Internal Revenue Code this 20TH ^(year) day of JUNE, 2007 ^(year)

Department of the Treasury
Internal Revenue Service

www.irs.gov

Form 2039 (Rev. 12-2001)
Catalog Number 21405J

Mark Mire

Signature of issuing officer

Mark Mire, Special Agent

Title

Signature of approving officer (if applicable)

Title

Part C — to be given to noticee

/s/ Myron H. Thompson
UNITED STATES DISTRICT JUDGE

Attachment 2

**IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION**

WILLIAM D. PAUL,)	
)	
Petitioner,)	
)	
v.)	Civil Action No.: 02:07mc3367-MHT
)	
UNITED STATES OF AMERICA,)	
)	
Respondent.)	

MOTION TO DISMISS

Comes now the respondent, United States of America, by and through Leura G. Canary, United States Attorney for the Middle District of Alabama, and moves for the dismissal of the above-styled cause, and as grounds, states as follows:

1. The petitioner initiated these proceedings by filing a Petition to Quash on June 5, 2007.
2. Since the filing of the petitioner's motion, the respondent has determined not to pursue enforcement of the summonses, as issued, in this matter.
3. As the respondent will not seek enforcement of the summonses, as issued, their no longer exists a case or controversy between the parties that can, or need be, resolved by the Court.

WHEREFORE, premises considered, the petitioner's Motion to Quash is due to be and should be dismissed as moot.

Respectfully submitted this 13th day of June, 2007.

LEURA G. CANARY
United States Attorney

By: /s/R. Randolph Neeley
R. RANDOLPH NEELEY
Assistant United States Attorney
Bar Number: 9083-E56R
Post Office Box 197
Montgomery, AL 36101-0197
Telephone No.: (334) 223-7280
Facsimile No.: (334) 223-7418
E-mail: rand.neeley@usdoj.gov

CERTIFICATE OF SERVICE

I hereby certify that on June 13, 2007, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, and I hereby certify that I have mailed, by United States Postal Service, a copy of same to the following non-CM/ECF participant(s):

William D. Paul
102 Meadow wood Court
Wetumpka, AL 36093

s/R. Randolph Neeley
Assistant United States Attorney

Motions

2:07-mc-03367-MHT Paul v. United States

U.S. District Court

Alabama Middle District

Notice of Electronic Filing

The following transaction was received from Neeley, R. Randolph entered on 6/13/2007 at 10:44 AM CDT and filed on 6/13/2007

Case Name: Paul v. United States

Case Number: 2:07-mc-3367

Filer: United States

Document Number: 6

Docket Text:

MOTION to Dismiss by United States. (Neeley, R.)

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1053018227 [Date=6/13/2007] [FileNumber=740419-0]
[8653b38e027699207f86b56c2ad602b824cbd437f2ee4afc71d0996ca709a6f6388e
1a279989e84bdc8879ff9153b9175ff7aca5bb036999484c382c9240db11]]

2:07-mc-3367 Notice will be electronically mailed to:

R. Randolph Neeley Rand.Neeley@usdoj.gov, Annie.Williams@usdoj.gov;
DeeDee.Calhoon@usdoj.gov; Deloris.Aldridge@usdoj.gov; marsha.tunnell@usdoj.gov;
Antrena.Gardner@usdoj.gov

2:07-mc-3367 Notice will be delivered by other means to:

William D. Paul
102 Meadow Wood
Wetumpka, AL 36093